

IN THE UNITED STATES DISTRICT COURT FOR
THE DISTRICT OF MINNESOTA

MORELOS BAKERY LLC, on behalf of
themselves all others similarly situated,

Plaintiff,

v.

UNITED SUGAR PRODUCERS &
REFINERS COOPERATIVE F/K/A
UNITED SUGARS CORPORATION,
AMERICAN SUGAR REFINING, INC.,
ASR GROUP INTERNATIONAL, INC.,
DOMINO FOODS, INC., CARGILL,
INC., MICHIGAN SUGAR COMPANY,
COMMODITY INFORMATION, INC.,
and RICHARD WISTISEN,

Defendants.

Case No. 0:24-cv-00966-JMB-ECW

UP AT 4, INC. d/b/a GREAT HARVEST
BREAD CO. (DULUTH, MN),
individually and on behalf of all others
similarly situated,

Plaintiff,

v.

ASR GROUP INTERNATIONAL, INC.,
AMERICAN SUGAR REFINING, INC.,
DOMINO FOODS, INC., UNITED
SUGAR PRODUCERS & REFINERS
COOPERATIVE F/K/A UNITED
SUGARS CORPORATION, MICHIGAN
SUGAR COMPANY, CARGILL, INC.,
COMMODITY INFORMATION, INC.,
and RICHARD WISTISEN,

Defendants.

Case No. 0:24-cv-00970-JMB-ECW

QUARTERBACK CLUB and GLADYS'
RESTAURANT, LLC d/b/a GLADYS', a
Mississippi corporation, individually and
on behalf of all others similarly situated,

Plaintiff,

v.

ASR GROUP INTERNATIONAL, INC.,
AMERICAN SUGAR REFINING, INC.,
DOMINO FOODS, INC., UNITED
SUGAR PRODUCERS & REFINERS
COOPERATIVE F/K/A UNITED
SUGARS CORPORATION, MICHIGAN
SUGAR COMPANY, CARGILL, INC.,
COMMODITY INFORMATION, INC.,
and RICHARD WISTISEN,

Defendants.

Case No. 0:24-cv-01017-JMB-ECW

BW-SS, INC., individually and on behalf
of all others similarly situated,

Plaintiff,

v.

ASR GROUP INTERNATIONAL, INC.,
AMERICAN SUGAR REFINING, INC.,
DOMINO FOODS, INC., UNITED
SUGAR PRODUCERS & REFINERS
COOPERATIVE F/K/A UNITED
SUGARS CORPORATION, MICHIGAN
SUGAR COMPANY, CARGILL, INC.,
COMMODITY INFORMATION, INC.,
and RICHARD WISTISEN,

Defendants.

Case No. 0:24-cv-01047-JMB-ECW

BOCA BOTANA'S INC, on behalf of
themselves and all others similarly
situated,

Case No. 0:24-cv-01106-JMB-ECW

Plaintiff,

v.

UNITED SUGAR PRODUCERS &
REFINERS COOPERATIVE F/K/A
UNITED SUGARS CORPORATION,
AMERICAN SUGAR REFINING, INC.,
ASR GROUP INTERNATIONAL, INC.,
DOMINO FOODS, INC., CARGILL,
INC., MICHIGAN SUGAR COMPANY,
COMMODITY INFORMATION, INC.,
and RICHARD WISTISEN,

Defendants.

KING KULLEN GROCERY CO., INC.,
individually and on behalf of all others
similarly situated,

Case No. 0:24-cv-01122-JMB-ECW

Plaintiff,

v.

ASR GROUP INTERNATIONAL, INC.,
AMERICAN SUGAR REFINING, INC.,
DOMINO FOODS, INC., UNITED
SUGAR PRODUCERS & REFINERS
COOPERATIVE F/K/A UNITED
SUGARS CORPORATION, MICHIGAN
SUGAR COMPANY, CARGILL, INC.,
COMMODITY INFORMATION, INC.,
and RICHARD WISTISEN,

Defendants.

RALEIGH GOLDEN,

Case No. 0:24-cv-01129-JMB-ECW

Plaintiff,

v.

UNITED SUGAR PRODUCERS &
REFINERS COOPERATIVE F/K/A
UNITED SUGARS CORPORATION,

AMERICAN SUGAR REFINING, INC.,
ASR GROUP INTERNATIONAL, INC.,
DOMINO FOODS, INC., CARGILL,
INC., MICHIGAN SUGAR COMPANY,
COMMODITY INFORMATION, INC.,
and RICHARD WISTISEN,

Defendants.

PIALA LLC, on behalf of itself and all
others similarly situated,

Plaintiff,

v.

UNITED SUGAR PRODUCERS &
REFINERS COOPERATIVE F/K/A
UNITED SUGARS CORPORATION,
AMERICAN SUGAR REFINING, INC.,
ASR GROUP INTERNATIONAL, INC.,
DOMINO FOODS, INC., CARGILL,
INC., MICHIGAN SUGAR COMPANY,
COMMODITY INFORMATION, INC.,
and RICHARD WISTISEN,

Defendants.

THE UNION PUBLIC HOUSE, LLC, on
behalf of themselves and all others
similarly situated,

Plaintiff,

v.

AMERICAN SUGAR REFINING, INC.,
ASR GROUP INTERNATIONAL, INC.,
DOMINO FOODS, INC., MICHIGAN
SUGAR COMPANY, UNITED SUGAR
PRODUCERS & REFINERS
COOPERATIVE F/K/A UNITED
SUGARS CORPORATION,

Case No. 0:24-cv-01232-JMB-ECW

Case No. 0:24-cv-01292-JMB-ECW

COMMODITY INFORMATION, INC.,
and RICHARD WISTISEN,

Defendants.

WILSON COFFEE HOUSE, LLC D/B/A
LINDEN STREET COFFEE HOUSE,
individually and on behalf of all others
similarly situated,

Plaintiff,

v.

ASR GROUP INTERNATIONAL, INC.,
AMERICAN SUGAR REFINING, INC.,
DOMINO FOODS, INC., UNITED
SUGAR PRODUCERS & REFINERS
COOPERATIVE F/K/A UNITED
SUGARS CORPORATION, MICHIGAN
SUGAR COMPANY, CARGILL, INC.,
COMMODITY INFORMATION, INC.,
and RICHARD WISTISEN,

Defendants.

Case No. 0:24-cv-01322-JMB-ECW

CORBOS DELI SOUTHSIDE, LLC; and
CORBO CORNER DELI, WEST LLC, on
behalf of themselves and all others
similarly situated,

Plaintiff,

v.

UNITED SUGAR PRODUCERS &
REFINERS COOPERATIVE F/K/A
UNITED SUGARS CORPORATION,
AMERICAN SUGAR REFINING, INC.,
ASR GROUP INTERNATIONAL, INC.,
DOMINO FOODS, INC., CARGILL,
INC., MICHIGAN SUGAR COMPANY,

Case No. 0:24-cv-01370-JMB-ECW

COMMODITY INFORMATION, INC.,
and RICHARD WISTISEN,

Defendants.

**JOINT STIPULATED MOTION TO POSTPONE DEFENDANTS' RESPONSES
TO COMPLAINTS PENDING THE JUDICIAL PANEL ON MULTIDISTRICT
LITIGATION'S DECISION ON MOTION TO TRANSFER**

The parties, by and through their counsel of record, hereby stipulate and agree as follows:

WHEREAS, the following related actions are pending in front of your honor (collectively "the Related Actions"):

Case Title	Case No.
<i>Up At 4, Inc. d/b/a Great Harvest Bread Co. v. ASR Group International, Inc., et al.</i>	24-cv-00970
<i>Morelos Bakery LLC, v. United Sugar Producers & Refiners Cooperative f/k/a United Sugars Corporation, et al.</i>	24-cv-00966
<i>Quarterback Club and Gladys' Restaurant, LLC d/b/a Gladys' v. United Sugar Producers & Refiners Cooperative f/k/a United Sugars Corporation, et al.</i>	24-cv-01017
<i>BW-SS, Inc. v. ASR Group International, Inc., et al.</i>	24-cv-01047
<i>Boca Botana's Inc. v. United Sugar Producers & Refiners Cooperative f/k/a United Sugars Corporation, et al.</i>	24-cv-01106
<i>King Kullen Grocery Co., Inc. v. ASR Group International, Inc., et al.</i>	24-cv-01122
<i>Raleigh Golden v. United Sugar Producers & Refiners Cooperative f/k/a United Sugars Corporation, et al.</i>	24-cv-01129
<i>Piala LLC v. United Sugar Producers & Refiners Cooperative f/k/a United Sugars Corporation, et al.</i>	24-cv-01232
<i>Union Public House, LLC, v. American Sugar Refining, Inc. et al.</i>	24-cv-01292

<i>Wilson Coffee House LLC d/b/a Linden Street Coffee House v. ASR Group International, Inc., et al.</i>	24-cv-1322
<i>Corbos Deli Southside, LLC et al v. United Sugar Producers & Refiners Cooperative f/k/a United Sugars Corporation, et al.</i>	24-cv-01370

WHEREAS, Plaintiffs in the above captioned cases filed Complaints in this Court naming various Defendants, responses to which are due as soon as April 29, 2024 in some instances;

WHEREAS, there are additional response deadlines approaching in some of the other above-captioned matters pending before Your Honor;

WHEREAS, on March 19, 2024, Plaintiffs in related cases pending in the Southern District of New York, KPH Healthcare Services, Inc., Case No. 24-cv-01941, and Redner's Market, Inc., Case No. 24-cv-01968, jointly filed a Motion to Transfer with the Judicial Panel on Multidistrict Litigation (the "Panel"), seeking to transfer and centralize all related actions pending in the District of Minnesota and the Southern District of New York for consolidated or coordinated pretrial proceedings in the Southern District of New York. *See* MDL No. 3110, ECF 1, Motion to Transfer;

WHEREAS, on April 9, 2024, Plaintiff in a related case pending in the District of Minnesota, Up At 4 Inc., d/b/a Great Harvest Bread Company (Duluth, MN), Case No. 24-cv-00970, filed a Response to the Motion to Transfer with the Panel, seeking centralization of all related actions for consolidated or coordinated pretrial

proceedings in the District of Minnesota. *See* MDL No. 3110, ECF 46, Response in Opposition;

WHEREAS, on April 12, 2024, District of Minnesota Plaintiffs WNT, LLC, WNT Farmington, LLC, Morelos Bakery LLC, BW-SS, Boca Botana's Inc., King Kullen Grocery Co., Inc., Raleigh Golden, Piala LLC, and The Union Public House LLC, filed a joint Response to the Motion to Transfer, seeking consolidation of all related actions for pretrial proceedings in the District of Minnesota. *See* MDL No. 3110, ECF 64, Minnesota Plaintiffs' Response in Opposition;

WHEREAS, the Related Actions pending before Your Honor have all been designated as related actions on the Panel docket, MDL No. 3110; and

WHEREAS, the Panel has set the hearing on Plaintiffs' transfer motion for May 30, 2024. *See* MDL No. 3110, ECF 7.

For the foregoing reasons, **IT IS HEREBY STIPULATED AND AGREED** by and between the Parties, that:

1. all proceedings as to Defendants in the Related Actions, including the time to file any responsive pleadings or otherwise respond to the Complaints, will be stayed until the Panel has ruled on the pending Motion to Transfer, and Plaintiffs have filed a consolidated complaint, if any, whereupon the Parties will meet and confer to agree on a schedule;

2. if any Defendant answers, moves, or otherwise pleads with respect to a Complaint in a related case pending in any District, that Defendant will concurrently answer, move, or otherwise plead with respect to the Complaints in the above captioned cases; and

3. As it relates to the Defendants signing this stipulation, service in one of the Related Actions is deemed service as to all of the Related Actions.

WHEREFORE, the Parties respectfully request that the Court issue an order consistent with this stipulation.

Dated: April 25, 2024

Respectfully submitted,

/s/ Chad A. Blumenfield

Chad A. Blumenfield, Reg. No.
0387296
Aaron P. Knoll Reg. No. 0393066
Gina M. Tonn, Reg. No. 0504172
GREENE ESPEL PLLP
222 S. Ninth Street, Suite 2200
Minneapolis, MN 55402
cblumenfield@greeneespel.com
aknoll@greeneespel.com
gtonn@greeneespel.com
(612) 373-0830

Attorneys for Defendant Cargill, Inc.

/s/ Matthew J. Piehl

Matthew J. Piehl (MN 0395942)
LATHAM & WATKINS LLP
555 Eleventh Street, NW
Suite 1000

/s/ Andre Hanson

Andre Hanson (MN #0258234)
SHEARMAN & STERLING LLP
300 W 6th Street
Austin, TX 78701
Telephone: +1.512.647.1900
Andre.Hanson@shearman.com

*Attorney for Defendants ASR Group
International, Inc., American Sugar
Refining, Inc., and Domino Foods, Inc.*

/s/ Jessica J. Nelson

Jessica J. Nelson, #347358
SPENCER FANE LLP
100 South Fifth Street, Suite 2500
Minneapolis, MN 55402
Telephone: (612) 268-7000
Facsimile: (612) 268-7001
jnelson@spencerfane.com

Washington, D.C. 20004
Telephone: 202-637-2154
Facsimile: 202-637-2201
matthew.piehl@lw.com

Lawrence E. Buterman (*pro hac vice*)
LATHAM & WATKINS LLP
1271 Avenue of the Americas
New York, NY 10020
Telephone: (212) 906-1200
Facsimile: (212) 751-4864
lawrence.buterman@lw.com

*Attorneys for Defendant United Sugar
Producers & Refiners Cooperative f/k/a
United Sugars Corporation*

/s/ Jon Tostrud
Jon Tostrud
Anthony Carter
TOSTRUD LAW GROUP, P.C.
1925 Century Park East
Suite 2100
Los Angeles, CA 90067
Telephone: 310-278-2600
jtostrud@tostrudlaw.com
acarter@tostrudlaw.com

Don Barrett
Katherine Riley
Sarah Sterling Aldridge
BARRETT LAW GROUP, P.A.
404 Court Square North
P.O. Box 927
Lexington, MS 39095
Telephone: 662-834-2488
Fax: 662-834-2628
donbarrettpa@gmail.com
kbriley@barrettlawgroup.com
saldridge@barrettlawgroup.com

EIMER STAHL LLP

Vanessa G. Jacobsen (*pro hac vice*
forthcoming)
Benjamin E. Waldin (*pro hac vice*
forthcoming)
224 S Michigan Avenue, Suite 1100
Chicago, IL 60604
Tel.: (312) 660-7604
Fax: (312) 692-1718
vjacobsen@eimerstahl.com
bwaldin@eimerstahl.com

*Attorneys for Defendant Michigan
Sugar Company*

/s/ Heidi M. Siltan
Heidi M. Siltan (MN #025759X)
Jessica N. Servais (MN #0326744)
Joseph C. Bourne (MN #0389922)
**LOCKRIDGE GRINDAL NAUEN
PLLP**
100 Washington Avenue South, Suite
2200
Minneapolis, MN 55401
Tel: (612) 339-6900
Fax: (612) 339-0981
hmsilton@locklaw.com
jnservais@locklaw.com
jcbourne@locklaw.com

Paul J. Phelps (MN #185073)
SAWICKI & PHELPS, P.A.
5758 Blackshire Path
Inver Grover Heights, MN 55076
Tel: (651) 730-6900
Fax: (651) 730-8110
pphelps@mnlawyers.com

Kimberly A. Justice
Jonathan M. Jagher

J. Barton Goplerud
Brian Marty
**SHINDLER, ANDERSON,
GOPLERUD & WEESE, P.C.**
5015 Grand Ridge Drive, Suite 100
West Des Moines, IA 50265
(515) 223-4567
goplerud@sagwlaw.com
marty@sagwlaw.com

*Counsel for Quarterback Club and
Gladys' Restaurant, LLC d/b/a Gladys'*

/s/ David M. Cialkowski

David M. Cialkowski
ZIMMERMAN REED LLP
1100 IDS Center
80 S. 8th St.
Minneapolis, MN 55402
Tel: (612) 341-0400
david.cialkowski@zimmreed.com

Counsel for Plaintiff BW-SS, Inc.

/s/ Jeffrey B. Gittleman

Jeffrey B. Gittleman
Meghan J. Talbot
Zacahry A. Pogust
POGUST GOODHEAD LLC
161 Washington Street, Suite 250
Conshohocken, PA 19428
Telephone: (610) 941-4204
jgittleman@pogustgoodhead.com
mtalbot@pogustgoodhead.com
zpogust@pogustgoodhead.com

Heidi M. Siltan (MN #025759X)
Jessica N. Servais (MN #0326744)
Joseph C. Bourne (MN #0389922)

**FREED KANNER LONDON &
MILLEN LLC**

923 Fayette Street
Conshohocken, PA 19428
Telephone: (610) 234-6486
kjustice@fklmlaw.com
jjagher@fklmlaw.com

Matthew W. Ruan (MN #033909X)

Douglas A. Millen

Michael E. Moskovitz

**FREED KANNER LONDON &
MILLEN LLC**

100 Tri-State International, Suite 128
Lincolnshire, IL 60069
Tel: (224) 632-4500
mruan@fklmlaw.com
dmillen@fklmlaw.com
mmoskovitz@fklmlaw.com

Kellie Lerner

Benjamin D. Steinberg

Ellen G. Jalkut

Laura Song

ROBINS KAPLAN LLP 1325 Avenue of
the Americas, Suite 2601

New York, NY 10019

Telephone: (212) 980-7400

klerner@robinskaplan.com

bsteinberg@robinskaplan.com

ejalkut@robinskaplan.com

lsong@robinskaplan.com

*Counsel for Plaintiff Morelos Bakery
LLC*

/s/ Shawn M. Raiter

Shawn M. Raiter (MN#240424)

LARSON • KING LLP

30 East Seventh Street, Suite 2800

**LOCKRIDGE GRINDAL NAUEN
PLLP**

100 Washington Avenue South, Suite
2200

Minneapolis, MN 55401

Tel: (612) 339-6900

Fax: (612) 339-0981

hmsilton@locklaw.com

jnservais@locklaw.com

jcbourne@locklaw.com

Kevin I. Goldberg

GOLDBERG LAW, LLC

401 Salk Circle

Gaithersburg, MD 20878

Telephone: (301) 343-5817

kg@goldberglaw.info

Counsel for Plaintiff Boca Botana's Inc

/s/ David E. Kovel

David E. Kovel (pro hac vice
forthcoming)

Thomas W. Elrod (pro hac vice
forthcoming)

David Bishop (pro hac vice
forthcoming)

KIRBY McINERNEY LLP

250 Park Avenue, Suite 820

New York, NY 10177

Telephone: (212) 371-6600

dkovel@kmlp.com

telrod@kmlp.com

Anthony F. Fata (pro hac vice
forthcoming)

Anthony E. Maneiro (pro hac vice
forthcoming)

KIRBY McINERNEY LLP

211 West Wacker Drive, Suite 550

St. Paul, MN 55101

Tel: (651) 312-6518

sraiter@larsonking.com

Michael Flannery

CUNEO GILBERT & LADUCA, LLP

Two CityPlace Drive

Second Floor

St. Louis, MO 63141

Tel: (314) 226-1015

mflannery@cuneolaw.com

Lissa Morgans

Cody McCracken

CUNEO GILBERT & LADUCA LLP

4725 Wisconsin Ave NW

Suite 200

Washington, D.C. 20016

Tel: (202) 789-3960

lmorgans@cuneolaw.com

*Counsel for Plaintiff Up at 4, Inc. d/b/a
Great Harvest Bread Co.*

/s/ Heidi M. Silton

Heidi M. Silton (MN #025759X)

Jessica N. Servais (MN #0326744)

Joseph C. Bourne (MN #0389922)

LOCKRIDGE GRINDAL NAUEN

PLLP

100 Washington Avenue South, Suite
2200

Minneapolis, MN 55401

Tel: (612) 339-6900

Fax: (612) 339-0981

hmsilton@locklaw.com

jnservais@locklaw.com

jcbourne@locklaw.com

Chicago, IL 60606
Tel.: (312) 767-5180
afata@kmlp.com
amaneiro@kmlp.com

Heidi M. Siltan (MN #025759X)
Jessica N. Servais (MN #0326744)
Joseph C. Bourne (MN #0389922)
**LOCKRIDGE GRINDAL NAUEN
PLLP**
100 Washington Avenue South, Suite
2200
Minneapolis, MN 55401
Tel: (612) 339-6900
Fax: (612) 339-0981
hmsiltan@locklaw.com
jnservais@locklaw.com
jcbourne@locklaw.com

*Counsel for Plaintiff King Kullen
Grocery Co., Inc.*

/s/ Bobby Pouya

Bobby Pouya
PEARSON WARSHAW, LLP
15165 Ventura Blvd., Suite 400
Sherman Oaks, CA 91403
Telephone: (818) 788-8300
bpouya@pwfirm.com

Counsel for Plaintiff Raleigh Golden

/s/ Stuart G. Gross

Stuart G. Gross
GROSS KLEIN PC
The Embarcadero
Pier 9, Suite 100
San Francisco, CA 94111
Telephone: (415) 671-4628
sgross@grosskleinlaw.com

Brian Murray (pro hac vice
forthcoming)
Lee Albert (pro hac vice forthcoming)
Gregory Linkh (pro hac vice
forthcoming)
GLANCY PRONGAY & MURRAY LLP
230 Park Avenue, Suite 358
New York, NY 10169
Tel: (212) 682-5340
Fax: (212) 884-0988
bmurray@glancylaw.com
lalbert@glancylaw.com
glinkh@glancylaw.com

Michele Carino
GREENWICH LEGAL ASSOC.
881 Lake Ave.
Greenwich, CT 06831
Tel: (203) 622-6001
mcarino@grwlegal.com

*Counsel for Plaintiff Corbos Deli
Southside, LLC and Corbo Corner Deli,
West LLC*

/s/ Shawn M. Raiter

Shawn M. Raiter (MN#240424)
LARSON • KING LLP
30 East Seventh Street, Suite 2800
St. Paul, MN 55101
Telephone: (651) 312-6518
sraiter@larsonking.com

Michael J. Flannery (pro hac vice)
CUENO GILBERT & LADUCA, LLP
Two City Place Drive
Second Floor
St. Louis, MO 63141
Telephone: (314) 226-1015
mflannery@cuneolaw.com

Counsel for Plaintiff Piala LLC

/s/ Heidi M. Silton

Heidi M. Silton (MN #025759X)
Jessica N. Servais (MN #0326744)
Joseph C. Bourne (MN #0389922)
LOCKRIDGE GRINDAL NAUEN
PLLP 100 Washington Avenue South,
Suite 2200
Minneapolis, MN 55401
Tel: (612) 339-6900
Fax: (612) 339-0981
hmsilton@locklaw.com
jnservais@locklaw.com
jcbourne@locklaw.com

W. Cameron Stephenson (pro hac vice
forthcoming)

Matthew D. Schultz (pro hac vice
forthcoming)

LEVIN, PAPANTONIO, RAFFERTY,
PROCTOR, BUCHANAN, O'BRIEN,
BARR & MOUGEY, P.A.

316 S. Baylen Street, Suite 600
Pensacola, FL 32502-5996
Tel: (850) 435-7176
Fax: (850) 436-6176
cstephenson@levinlaw.com
mschultz@levinlaw.com

*Counsel for Plaintiff The Union Public
House, LLC*

Cody McCracken (pro hac vice)

Lissa Morgans (pro hac vice)

CUNEO GILBERT & LADUCA, LLP

4725 Wisconsin Ave NW

Suite 200

Washington, DC 20016

Telephone: 202.789.3960

Facsimile: 202.589.1813

cmcracken@cuneolaw.com

lmorgans@cuneolaw.com

J. Barton Goplerud (pro hac vice)

SHINDLAR, ANDERSON,

GOPLERUD & WEESE, P.C.

5015 Grand Ridge Drive, Suite 100

West Des Moines, IA 50265

Telephone: (515) 223-4567

goplerud@sagwlaw.com

Counsel for Plaintiff Wilson Coffee

*House, LLC d/b/a Linden Street Coffee
House*